Reader Aids

Federal Register

Vol. 73, No. 196

Wednesday, October 8, 2008

CUSTOMER SERVICE AND INFORMATION

Federal Register/Code of Federal Regulations	
General Information, indexes and other finding aids	202-741-6000
Laws	741–6000
Presidential Documents	
Executive orders and proclamations	741-6000
The United States Government Manual	741–6000
Other Services	
Electronic and on-line services (voice)	741-6020
Privacy Act Compilation	741-6064
Public Laws Update Service (numbers, dates, etc.)	741–6043
TTY for the deaf-and-hard-of-hearing	741–6086

ELECTRONIC RESEARCH

World Wide Web

Full text of the daily Federal Register, CFR and other publications is located at: http://www.gpoaccess.gov/nara/index.html

Federal Register information and research tools, including Public Inspection List, indexes, and links to GPO Access are located at: http://www.archives.gov/federal register

E-mail

FEDREGTOC-L (Federal Register Table of Contents LISTSERV) is an open e-mail service that provides subscribers with a digital form of the Federal Register Table of Contents. The digital form of the Federal Register Table of Contents includes HTML and PDF links to the full text of each document.

To join or leave, go to http://listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

PENS (Public Law Electronic Notification Service) is an e-mail service that notifies subscribers of recently enacted laws.

To subscribe, go to http://listserv.gsa.gov/archives/publaws-l.html and select *Join or leave the list (or change settings);* then follow the instructions.

FEDREGTOC-L and **PENS** are mailing lists only. We cannot respond to specific inquiries.

Reference questions. Send questions and comments about the Federal Register system to: **fedreg.info@nara.gov**

The Federal Register staff cannot interpret specific documents or regulations.

FEDERAL REGISTER PAGES AND DATE, OCTOBER

56935–57234	1
57235–57474	
57475–58018	_
58019–58434	-
58435–58866	•
	-
58867–59478	8

CFR PARTS AFFECTED DURING OCTOBER

At the end of each month, the Office of the Federal Register publishes separately a List of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

	105
3 CFR	12556940
	12756940
Proclamations:	13456940
829457223	Proposed Rules:
829557233	12157014
829657475	12557014
829758429	
829858431	12757014
	13457014
829958433	
830058861	14 CFR
830158863	3357235
830258867	3956956, 56958, 56960,
Executive Orders:	
12962 (amended by	58032, 58436
	7158871
13474)57229	Proposed Rules:
1347457229	3958507, 58509, 58901,
Administrative Orders:	58903, 58906
Memorandums:	7158512, 58513
Memorandum of	
	9157270
October 3, 2008	
(supersedes	15 CFR
Memorandum of	73056964
December 20,	73256964, 57495
2005)58869	
Presidential	73456964, 57495
Determinations:	73656964
PD 2008-29 of	73857495
	74057495
September 30,	74257495, 58033
200858865	74457495, 58033
	74657495
5 CFR	74857495
29558019	
970158435	75057495
990158435	76256964, 57495
	77057495
Proposed Rules:	77057495 77257495
	77057495 77257495
Proposed Rules: 53258506	77057495 77257495 77456964, 57495, 58033
Proposed Rules:	77057495 77257495 77456964, 57495, 58033 Proposed Rules:
Proposed Rules: 53258506 7 CFR	77057495 77257495 77456964, 57495, 58033 Proposed Rules: 74057554
Proposed Rules: 53258506	77057495 77257495 77456964, 57495, 58033 Proposed Rules:
Proposed Rules: 53258506 7 CFR	77057495 77256964, 57495, 58033 Proposed Rules: 74057554 77257554
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532 58506 7 CFR 984 57485 8 CFR 100 58023 212 58023 10 CFR 50 57235 431 58772 Proposed Rules: 35 58063 12 CFR	770
Proposed Rules: 532 58506 7 CFR 984 57485 8 CFR 100 58023 212 58023 10 CFR 50 57235 431 58772 Proposed Rules: 35 58063 12 CFR 204 57488	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532 58506 7 CFR 984 57485 8 CFR 100 58023 212 58023 10 CFR 50 57235 431 58772 Proposed Rules: 35 35 58063 12 CFR 204 57488 263 58031 740 56935 792 56936 Proposed Rules:	770
Proposed Rules: 532	770
Proposed Rules: 532 58506 7 CFR 984 57485 8 CFR 100 58023 212 58023 10 CFR 50 57235 431 58772 Proposed Rules: 35 35 58063 12 CFR 204 57488 263 58031 740 56935 792 56936 Proposed Rules:	770
Proposed Rules: 532	770
Proposed Rules: 532 58506 7 CFR 984 57485 8 CFR 100 58023 212 58023 10 CFR 50 57235 431 58772 Proposed Rules: 35 35 58063 12 CFR 204 57488 263 58031 740 56935 792 56936 Proposed Rules: 701 701 57013	770
Proposed Rules: 532	770
Proposed Rules: 532	770
Proposed Rules: 532	770

25057515	255058447, 58450, 58459
28157515	257858549
28457515	20.0
30057515	30 CFR
34157515	20358467
34457515	21058875
34657515	26058467
34757515	95057538
34857515	
37557515	32 CFR
38557515	Proposed Rules:
Proposed Rules:	55357017
80657271	
	33 CFR
21 CFR	10057242
52258871, 58872	11057244
55858873	11758473
80158874	
00150074	Proposed Rules:
22 CFR	11758070
100	36 CFR
12658041	
23 CFR	122857245
	07.0ED
Proposed Rules:	37 CFR
62058908	Proposed Rules:
63558908	20158073
63658908	38557033
71058908	
24 CFR	38 CFR
· · · · ·	1758875, 58877
400158418	5958877
00 OFB	
26 CFR	40 CFR
1 50400	
158438	959034
Proposed Rules:	959034 50 58042
Proposed Rules:	5058042
	5058042 5256970, 57246, 58475
Proposed Rules:	5058042 5256970, 57246, 58475 5958481
Proposed Rules: 158514 27 CFR	5058042 5256970, 57246, 58475 5958481 6059034
Proposed Rules: 158514 27 CFR 44757239	50 58042 52 56970, 57246, 58475 59 58481 60 59034 62 56981
Proposed Rules: 1	50 58042 52 56970, 57246, 58475 59 58481 60 59034 62 56981 80 57248, 59034
Proposed Rules: 1 58514 27 CFR 57239 447 57239 478 57239 479 57239	50 .58042 52 .56970, 57246, 58475 59 .58481 60 .59034 62 .56981 80 .57248, 59034 81 .56983
Proposed Rules: 1	50 .58042 52 .56970, 57246, 58475 59 .58481 60 .59034 62 .56981 80 .57248, 59034 81 .56983 85 .59034
Proposed Rules: 58514 27 CFR 57239 447 57239 478 57239 479 57239 555 57239	50 58042 52 56970, 57246, 58475 59 58481 60 59034 62 56981 80 57248, 59034 81 56983 85 59034 86 59034
Proposed Rules: 1	50 58042 52 56970, 57246, 58475 59 58481 60 59034 62 56981 80 57248, 59034 81 56983 85 59034 86 59034 89 59034
Proposed Rules: 58514 27 CFR 57239 447 57239 478 57239 479 57239 555 57239	50 58042 52 .56970, 57246, 58475 59 .58481 60 .59034 62 .56981 80 .57248, 59034 81 .56983 85 .59034 86 .59034 89 .59034 90 .59034
Proposed Rules: 1 58514 27 CFR 447 57239 478 57239 479 57239 555 57239 28 CFR 58 58438	50 58042 52 56970, 57246, 58475 59 58481 60 59034 62 56981 80 57248, 59034 81 56983 85 59034 86 59034 89 59034
Proposed Rules: 1	50 58042 52 .56970, 57246, 58475 59 .58481 60 .59034 62 .56981 80 .57248, 59034 81 .56983 85 .59034 86 .59034 89 .59034 90 .59034
Proposed Rules: 1	50 58042 52 .56970, 57246, 58475 59 .58481 60 .59034 62 .56981 80 .57248, 59034 81 .56983 85 .59034 86 .59034 89 .59034 90 .59034 91 .59034
Proposed Rules: 1 58514 27 CFR 447 57239 478 57239 479 57239 555 57239 28 CFR 58 58438	50 58042 52 .56970, 57246, 58475 59 .58481 60 .59034 62 .56981 80 .57248, 59034 81 .56983 85 .59034 86 .59034 89 .59034 90 .59034 91 .59034 92 .59034

1027	59034 59034 59034 59034 59034 59034
1065	
1068	59034
1074	
Proposed Rules:	
50	58080
51	58080
5257272, 58084,	58515.
	58913
63	58352
80	57274
158	59382
161	59382
180	57040
262	58388
264	58388
265	58388
266	58388
271	58388
42 CFR	
34	
411	
412	
41356998	
422	
441	
447	
489	5/541
43 CFR	
11	E70E0
Proposed Rules:	57259
403	E000E
8360	
6360	57564
47 CFR	
0	57543
25	56999
7356999, 57268,	57551.
,	57552

Proposed Rules:	
27	.57750
73	.57280
90	.57750
400	
48 CFR	
Proposed Rules:	
501	.57580
515	.57580
532	.58515
55257580,	58515
1633	.58886
2133	.58886
49 CFR	
1	
89	
171	
17257001,	57008
173	
175	
176	
178	
179	
180	
571	.50007
Proposed Rules: 109	F7004
571	.5/281
830	.58520
50 CFR	
21	50//8
22	
222	
223	
62258058,	58059
64858497, 58498,	58898
660	58499
66057011, 57553,	58061
58503, 58504,	58899
697	.58059
Proposed Rules:	
1757314,	58922
22657583,	58527
679	
607	

REMINDERS

The items in this list were editorially compiled as an aid to Federal Register users. Inclusion or exclusion from this list has no legal significance.

RULES GOING INTO EFFECT OCTOBER 8, 2008

AGRICULTURE DEPARTMENT

Food Safety and Inspection Service

Allowing Bar-Type Cut Turkey Operations to Use J-Type Cut Maximum Line Speeds; published 9-8-08

ENVIRONMENTAL PROTECTION AGENCY

Pesticide Tolerances:

Cymoxanil; published 10-8-08

HEALTH AND HUMAN SERVICES DEPARTMENT

Food and Drug Administration

8-08

Implantation or Injectable Dosage Form New Animal Drugs:

Ceftiofur Crystalline Free Acid; published 10-8-08

Tulathromycin; published 10-8-08

New Animal Drugs for Use in Animal Feeds; Fenbendazole; published 10-

INTERIOR DEPARTMENT Minerals Management Service

Reporting Amendments; published 10-8-08

PERSONNEL MANAGEMENT OFFICE

Federal Employees Group Life Insurance Federal Acquisition Regulation: Board of Contract Appeals;

published 10-8-08

Federal Employees Health Benefits Acquisition Regulation:

Board of Contract Appeals; published 10-8-08

TRANSPORTATION DEPARTMENT

Federal Aviation Administration

Airworthiness Directives:

EADS SOCATA Model TBM 700 Airplanes; published 9-18-08

Turbomeca S.A. Arrius 2B1, 2B1A, 2B2, and 2K1 Turboshaft Engines; published 9-23-08 Amendments of Class E Airspace:

Black River Falls, WI; published 10-8-08

Establishment of Class E Airspace:

Lexington, OK; published 10-8-08

VETERANS AFFAIRS DEPARTMENT

Dental Care

Provision of One-Time Outpatient Dental Care for Certain Veterans; published 10-8-08

Grants to States for Construction and Acquisition of State Home Facilities; published 10-8-08

COMMENTS DUE NEXT WEEK

AGRICULTURE DEPARTMENT

Rural Utilities Service

Interconnection of Distributed Resources; comments due by 10-14-08; published 8-13-08 [FR E8-18800]

COMMERCE DEPARTMENT Foreign-Trade Zones Board

Applications for Subzones:

Foreign Trade Zone 77 -Memphis, TN; Black and Decker Corp., etc.; comments due by 10-14-08; published 8-14-08 [FR E8-18849]

COMMERCE DEPARTMENT National Oceanic and Atmospheric Administration

Fisheries in the Western Pacific:

Pelagic Fisheries; Squid Jig Fisheries; comments due by 10-14-08; published 8-28-08 [FR E8-20004]

Fisheries in Western Pacific:

Crustacean Fisheries; Deepwater Shrimp; comments due by 10-14-08; published 8-14-08 [FR E8-18854]

Interagency Cooperation under the Endangered Species Act; comments due by 10-14-08; published 9-12-08 [FR E8-21414]

DEFENSE DEPARTMENT Defense Acquisition Regulations System

Defense Federal Acquisition Regulation Supplement:

Competition Requirements for Purchases from Federal Prison Industries (DFARS Case 2008-D015); comments due by 10-14-08; published 8-12-08 [FR E8-18506]

U.S.-International Atomic Energy Agency Additional Protocol; comments due by 10-17-08; published 8-18-08 [FR E8-19097]

ENVIRONMENTAL PROTECTION AGENCY

Approval and Promulgation of Air Quality Implementation Plans:

Louisiana; comments due by 10-16-08; published 9-16-08 [FR E8-21196]

Michigan; PSD Regulations; comments due by 10-16-08; published 9-16-08 [FR E8-21620]

Approval and Promulgation of Implementation Plans and Operating Permits Program: Missouri; comments due by 10-15-08; published 9-15-08 [FR E8-21183]

Approval and Promulgation of Implementation Plans:

Alabama; Volatile Organic Compounds and Open Burning; comments due by 10-15-08; published 9-15-08 [FR E8-21312]

Florida; Removal of Gasoline Vapor Recovery From Southeast Florida Areas; comments due by 10-16-08; published 9-16-08 [FR E8-21303]

Environmental Statements; Notice of Intent:

Coastal Nonpoint Pollution Control Programs; States and Territories—

Florida and South Carolina; Open for comments until further notice; published 2-11-08 [FR 08-00596]

Flubendiamide; Pesticide Tolerances; comments due by 10-14-08; published 8-13-08 [FR E8-18324]

National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List; comments due by 10-15-08; published 9-15-08 [FR E8-21306]

Pesticide Tolerances:

Tebuconazole; comments due by 10-14-08; published 8-13-08 [FR E8-18625]

Tribenuron Methyl; comments due by 10-14-08; published 8-13-08 [FR E8-18189]

Revision of Source Category List for Standards Under Section 112(k) of the Clean Air Act, etc.:

Ferroalloys Production Facilities; comments due

by 10-15-08; published 9-15-08 [FR E8-21509]

Thifensulfuron Methyl; Pesticide Tolerances; comments due by 10-14-08; published 8-13-08 [FR E8-18457]

Underground Storage Tank Program:

Approved State Program for Hawaii; comments due by 10-17-08; published 9-17-08 [FR E8-21497]

Withdrawals of Federal Antidegradation Policy:

All Waters of the United States within the Commonwealth of Pennsylvania; comments due by 10-15-08; published 9-15-08 [FR E8-21464]

FEDERAL COMMUNICATIONS COMMISSION

Television Broadcasting Services:

Atlantic City, NJ; comments due by 10-14-08; published 9-12-08 [FR E8-21206]

Bryan, TX; comments due by 10-14-08; published 9-12-08 [FR E8-21211]

FEDERAL TRADE COMMISSION

Prohibitions on Market Manipulation and False Information in Subtitle B of Title VIII of the Energy Independence and Security Act (of 2007); comments due by 10-17-08; published 9-16-08 [FR E8-21605]

GENERAL SERVICES ADMINISTRATION

General Services Acquisition Regulation:

GSAR Case 2008G515; Rewrite of GSAR Part 549, Termination of Contracts; comments due by 10-14-08; published 8-13-08 [FR E8-18722]

HEALTH AND HUMAN SERVICES DEPARTMENT Food and Drug Administration

General and Plastic Surgery Devices:

Reclassification of the Absorbable Hemostatic Device; Reopening of Comment Period; comments due by 10-14-08; published 9-11-08 [FR E8-21200]

HOMELAND SECURITY DEPARTMENT

Coast Guard

Safety Zone; Captain of the Port Zone Jacksonville;

Offshore Cape Canaveral, FL; comments due by 10-17-08; published 8-18-08 [FR E8-18996]

Safety Zones:

Fireworks Display, Potomac River, National Harbor, MD; comments due by 10-16-08; published 9-16-08 [FR E8-21551]

St. Croix Coral Reef Swim, Buck Island Channel, USVI; comments due by 10-16-08; published 9-16-08 [FR E8-21555]

HOMELAND SECURITY DEPARTMENT

Federal Emergency Management Agency

Proposed Flood Elevation Determinations; comments due by 10-14-08; published 7-14-08 [FR E8-15982]

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Public Access to HUD
Records under the Freedom
of Information Act and
Production of Material or
Provision of Testimony by
HUD Employees:

Revisions to Policies and Practices regarding Subpoenas and Other Demands for Testimony; comments due by 10-14-08; published 8-12-08 [FR E8-18282]

INTERIOR DEPARTMENT Fish and Wildlife Service

Endangered and Threatened Wildlife and Plants: Frosted Flatwoods Salamander and Reticulated Flat; comments due by 10-14-08; published 8-13-08 [FR E8-17894]

Endangered and Threatened Wildlife and Plants; Proposed Endangered Status:

Reticulated Flatwoods
Salamander; Proposed
Designation of Critical
Habitat for Frosted
Flatwoods Salamander
and Reticulated Flatwoods
Salamander; comments
due by 10-14-08;
published 9-18-08 [FR E821878]

Interagency Cooperation under the Endangered Species Act; comments due by 10-14-08; published 9-12-08 [FR E8-21414]

LABOR DEPARTMENT Veterans Employment and Training Service

Priority of Service for Covered Persons; comments due by

10-14-08; published 8-15-08 [FR E8-18869]

NUCLEAR REGULATORY COMMISSION

When Licensees Depart From a License Condition or Technical Specification in an Emergency; Clarified Requirements; comments due by 10-14-08; published 8-15-08 [FR E8-18918]

POSTAL REGULATORY COMMISSION

Periodic Reporting Rules; comments due by 10-16-08; published 9-15-08 [FR E8-21060]

SOCIAL SECURITY ADMINISTRATION

Revised Medical Criteria for Evaluating Hearing Loss; comments due by 10-14-08; published 8-13-08 [FR E8-18718]

TRANSPORTATION DEPARTMENT Federal Aviation

Administration
Airworthiness Directives:

Airbus Model A300-600 Airplanes; comments due by 10-17-08; published 9-17-08 [FR E8-21724]

Airbus Model A330
Airplanes, and Model
A340 200 and A340-300
Series Airplanes;
comments due by 10-1708; published 9-17-08 [FR
E8-21727]

Boeing Model 777
Airplanes; comments due
by 10-14-08; published 829-08 [FR E8-20087]

Bombardier-Rotax GmbH 914 F Series Reciprocating Engines; comments due by 10-14-08; published 9-12-08 [FR E8-21282]

Bombardier Model CL 600 2B19 (Regional Jet Series 100 & 440) Airplanes; comments due by 10-17-08; published 9-17-08 [FR E8-21730]

Diamond Aircraft Industries GmbH Model DA 42 Airplanes; comments due by 10-17-08; published 9-17-08 [FR E8-21701]

McDonnell Douglas Model DC-9-30, DC-9-40, and DC-9-50 Series Airplanes et al.; comments due by 10-14-08; published 8-29-08 [FR E8-20082]

Pilatus Aircraft Ltd. Model PC 6 Series Airplanes; comments due by 10-17-08; published 9-17-08 [FR E8-21691] PZL Swidnik S. A. Model W-3A Helicopters; comments due by 10-14-08; published 8-15-08 [FR E8-18805]

TRANSPORTATION DEPARTMENT

National Highway Traffic Safety Administration

Federal Motor Vehicle Safety Standards:

Lamps, Reflective Devices, and Associated Equipment; comments due by 10-14-08; published 8-28-08 [FR E8-19837]

TREASURY DEPARTMENT Internal Revenue Service

Determining the Amount of Taxes Paid for Purposes of Section 901; comments due by 10-14-08; published 7-16-08 [FR E8-16331]

Employer Comparable
Contributions to Health
Savings Accounts and
Requirement of Return for
Filing of the Excise Tax;
comments due by 10-14-08;
published 7-16-08 [FR E816175]

Postponement of Certain Taxrelated Deadlines by Reason of Presidentially Declared Disaster or Terroristic or Military Actions; comments due by 10-14-08; published 7-15-08 [FR E8-15939]

TREASURY DEPARTMENT

Terrorism Risk Insurance Program; Recoupment Provisions; comments due by 10-17-08; published 9-17-08 [FR E8-21699]

Terrorism Risk Insurance Program; Terrorism Risk Insurance Program Reauthorization Act Implementation; comments due by 10-16-08; published 9-16-08 [FR E8-21578]

TREASURY DEPARTMENT Alcohol and Tobacco Tax and Trade Bureau

Proposed Establishment of the Happy Canyon of Santa Barbara Viticultural Area (2007R-311P); comments due by 10-14-08; published 8-12-08 [FR E8-18536]

Proposed Establishment of the Lake Chelan Viticultural Area (2007R-103P); comments due by 10-14-08; published 8-12-08 [FR E8-18534]

Proposed Establishment of the Upper Mississippi River Valley Viticultural Area (2007R-055P); comments due by 10-14-08; published 8-12-08 [FR E8-18535]

LIST OF PUBLIC LAWS

This is a continuing list of public bills from the current session of Congress which have become Federal laws. It may be used in conjunction with "PLUS" (Public Laws Update Service) on 202–741–6043. This list is also available online at http://www.archives.gov/federal-register/laws.html.

The text of laws is not published in the **Federal Register** but may be ordered in "slip law" (individual pamphlet) form from the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 (phone, 202–512–1808). The text will also be made available on the Internet from GPO Access at http://www.gpoaccess.gov/plaws/index.html. Some laws may not yet be available.

H.R. 3986/P.L. 110-338

John F. Kennedy Center Reauthorization Act of 2008 (Oct. 3, 2008; 122 Stat. 3731)

S. 1760/P.L. 110-339

Healthy Start Reauthorization Act of 2007 (Oct. 3, 2008; 122 Stat. 3733)

S. 2135/P.L. 110-340

Child Soldiers Accountability Act of 2008 (Oct. 3, 2008; 122 Stat. 3735)

S.J. Res. 35/P.L. 110-341

To amend Public Law 108-331 to provide for the construction and related activities in support of the Very Energetic Radiation Imaging Telescope Array System (VERITAS) project in Arizona. (Oct. 3, 2008; 122 Stat. 3738)

S.J. Res. 45/P.L. 110-342

Expressing the consent and approval of Congress to an interstate compact regarding water resources in the Great Lakes-St. Lawrence River Basin. (Oct. 3, 2008; 122 Stat. 3739)

H.R. 1424/P.L. 110-343

To provide authority for the Federal Government to purchase and insure certain types of troubled assets for the purposes of providing stability to and preventing disruption in the economy and financial system and protecting taxpayers, to amend the Internal Revenue Code of 1986 to provide incentives for energy production and

conservation, to extend certain expiring provisions, to provide individual income tax relief, and for other purposes. (Oct. 3, 2008; 122 Stat. 3765)

Last List October 6, 2008

Public Laws Electronic Notification Service (PENS)

PENS is a free electronic mail notification service of newly

enacted public laws. To subscribe, go to http:// listserv.gsa.gov/archives/ publaws-l.html

Note: This service is strictly for E-mail notification of new laws. The text of laws is not available through this service. **PENS** cannot respond to specific inquiries sent to this address.